

BIZJAK -- 09/728,215
Client/Matter: 072548-0293357

REMARKS

In the Office Action, the Examiner required election of one of 12 species identified.

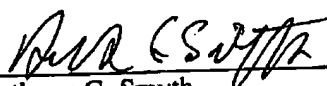
Restriction Requirement and Election

Applicant respectfully traverses the requirement but provisionally selects species 1 (claims 2-5) for prosecution. Applicant respectfully submits that at least each of the independent claims is generic to each species identified by the Examiner and that each of the independent claims is allowable.

Please charge any fees associated with the submission of this paper to Deposit Account Number 033975. The Commissioner for Patents is also authorized to credit any over payments to the above-referenced Deposit Account.

Respectfully submitted,

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CERTIFICATION UNDER 37 C.F.R. §§ 1.8 and/or 1.10*

(When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the Patent and Trademark Office, (571) 273-8300.



Signature

Date: January 17, 2006

Kathleen M. Smith

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.